

**SUPREME COURT MINUTES
WEDNESDAY, NOVEMBER 4, 1998
SAN FRANCISCO, CALIFORNIA**

S073419 Dupont Merck Pharmaceutical Company, Petitioner
4th Dist. v.
G024013 Orange County Superior Court, Respondent
Div. 3 Mark Newman et al., Real Parties in Interest

Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Briggs v. Eden Council for Hope and Opportunity*, S062156 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S073451 Los Angeles Alliance for Survival et al., Appellants
9th Cir. v.
No. 97- City of Los Angeles et al., Respondents
56742

The request for certification directed to this court from the United States Court of Appeals for the Ninth Circuit is accepted. Pursuant to rule 29.5(f) of the California Rules of Court, this court restates the certified questions as follows: “What is the proper standard under article I, section 2 of the California Constitution for analyzing the constitutionality of ordinances governing solicitations, such as Los Angeles Ordinance No. 171664?”

The certifying court is requested to notify this court within 10 days should it have any objection to this court’s restatement of the

certified question. Briefing shall be deferred pending further order of this court.

Kennard, J., would certify the question as formulated by the Ninth Circuit.

George, C.J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S073512 In re the Marriage of Jacob and Arrietta

1st Dist. -----

A078696 Annie Jacob, Appellant

Div. 2

v.

Santiago Z. Arrieta, Respondent

Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *In re the Marriage of Pendleton and Fireman*, S070018 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S073601 Maryann Carrisales, Appellant
4th Dist. v.
E020163 Department of Corrections et al., Respondents
Div. 2 Appellant's petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S073678 Mark Galanty, Appellant
2nd Dist. v.
B113007 Paul Revere Life Insurance Company, Respondent
Div. 1 Appellant's petition for review GRANTED.

George, C.J.
Mosk, J.
Kennard, J.
Werdegar, J.
Chin, J.

2nd Dist. State Compensation Insurance Fund, Petitioner
B123330 v.
Div. 7 Workers' Compensation Appeals Board et al., Respondents
S073416 Petition for review GRANTED. The matter is transferred to the
Court of Appeal, Second Appellate District, Division Seven, with
directions to vacate its order summary denial and to issue a writ of
review to be heard before that court when the proceeding is ordered
on calendar.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S069539 People, Respondent

4th Dist. v.

D026393 Angel Manuel Armijo et al., Appellants

Div. 1 The above-entitled review is hereby transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *People v. Cortez* (1998) 18 Cal.4th 1223.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S057248 People, Respondent

3rd Dist. v.

C020431 Jason Vernon Santibanez, Appellant

Pursuant to rule 29.4(c), California Rules of Court, the above-entitled review is DISMISSED and cause is remanded to the Court of Appeal, Third Appellate District.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S070590 Charles R. Bonds, Appellant

v.

Mohan Roy, Appellant

Pursuant to California Rules of Court, rule 29.2, subdivision (b), the court hereby limits the issues to be argued in this case to the first issue in the petition for review.

S073756 In re the Governor's Letter Requesting the Supreme Court of California to Assume Control Over Attorney Discipline System; In re the State Bar of California Request for Special Regulatory Assessment

The court, having considered the various requests to speak at the proceeding relating to the above-entitled matter on November 9, 1998, at 1:30 p.m. in its courtroom in Sacramento, allots the following time to the following named individuals in the sequence set forth below:

Governor Pete Wilson	20 minutes
State Bar of California	20 minutes
Senator Quentin Kopp and Professor Stephen Barnett, Boalt Hall School of Law	15 minutes to be divided by them
Jerome Falk, Esq., on behalf of numerous local and specialty bar associations	15 minutes
J. Anthony Vittal, Esq., president of the California Association of Local Bars	5 minutes
James V. de la Vergne, Esq., President, Sacramento County Bar Association	5 minutes
Anthony Caso, Esq., Pacific Legal Foundation, on behalf of Raymond Brosterhous	10 minutes
Presiding Judge James W. O'Brien, State Bar Court	10 minutes
Lise J. Pearlman, former Presiding Judge of the State Bar Court	5 minutes
Michael J. Oths, Esq., President, National Organization of Bar Counsel	5 minutes
Mark Tufts, Esq., or Paul Vapnek, Esq., co-authors of the California Practice Guide on Professional Responsibility; past chairs of the State Bar Committee on Professional Responsibility and Competence	5 minutes
John Philipsborn, Esq., Chair, California Attorneys for Criminal Justice, Amicus Curiae Committee	5 minutes

Professor John Cary Sims, McGeorge School of Law	5 minutes
<i>Closing comments</i>	
Governor Wilson	5 minutes
State Bar of California	5 minutes
Total time: 135 minutes	

S074296 Craig Asmus et al., Appellants
9th Cir. v.
No. 97- Pacific Bell, etc., et al., Appellants
16236 Any party in this proceeding may file a letter or brief in support of, or in opposition to, the request for certification submitted by the United States Court of Appeals for the Ninth Circuit by November 16, 1998, 20 days from the date of the filing of the request for certification in this court. In addition, any party may file by November 30, 1998, a reply to any letter or brief filed by any party or other individual or entity. Any other individual or entity desiring to support or oppose the request for certification must comply with the provisions of rule 14(b) of the California Rules of Court applicable to amicus curiae letters in support of, or in opposition to, a petition for review or original writ in the Supreme Court.

Werdegarr, J., did not participate.

S074059 Pool Depot Incorporated, Petitioner
5th Dist. v.
F031592 Fresno County Superior Court, Respondent
People, Real Party in Interest
Pursuant to written request of counsel for petitioner, the above entitled petition for review is ordered withdrawn.

S074371 Jimmie Woods-Gray, Appellant
2nd Dist. v.
B124955 Kevin G. Murray, Respondent
The time for granting or denying review on the request to transfer on the court's own motion in the above cause is hereby extended to and including December 12, 1998, or the date upon which review is either granted or denied.

- S061220 In the Matter of Timothy Lee Taggart on Discipline
 Petition for writ of review, request for immediate order to
 reinstate bar license and request for immediate stay on action
 against license DENIED.
 Mosk, J., is of the opinion the petition should be granted.
- S073811 David Allen Diller, Petitioner
 v.
 Court of Appeal Fifth Appellate District, Respondent
 County of Kern, Real Party in Interest
 Application for stay and petition for writ of mandate DENIED.
- S055380 In re William Michael Dennis
 on
 Habeas Corpus
 Petition for writ of habeas corpus filed August 8, 1996, is denied.
 All claims are denied on the merits. To the extent claim IX was
 raised and rejected on appeal, it is barred by *In re Waltreus* (1965)
 62 Cal.2d 218, 225. To the extent claim IX was not raised on
 appeal, it is barred by *In re Dixon* (1953) 41 Cal.2d 756, 759.
 Claims X and XIII are barred by *In re Waltreu, supra*, 62 Cal.2d
 218.
 Mosk, J., and Brown, J., would deny the petition solely on the
 merits.
- S067590 In re Jeffrey Paul Perrotte
 on
 Habeas Corpus
 Petition for writ of habeas corpus DENIED.
- S068034 In re Oscar Gonzalez
 on
 Habeas Corpus
 Petition for writ of habeas corpus DENIED.

1st Dist. People, Respondent
A074010 v.
Div. 1 Robert J. Brown et al., Appellants
S072849 Appellants' petition for review DENIED.

1st Dist. Estate of Evelyn J. Condon, Deceased
A074636 -----
Div. 3 Michael R. Condon et al., Appellants
S063364 v.
Caroline M. McHenry, Respondent
Respondent's petition for review DENIED.

1st Dist. People, Respondent
A078311 v.
Div. 3 Earl Griffin, Appellant
S073192 Appellant's petition for review DENIED.
Brown, J., is of the opinion the petition should be granted.

1st Dist. In re Derrick L. Oliver
A078334 on
Div. 1 Habeas Corpus
S072850 Petition for review DENIED.

1st Dist. People, Respondent
A078882 v.
Div. 5 John Maddalone, Appellant
S073001 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A079609 v.
Div. 4 Wesley Tukku Fort, Appellant
S073750 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A080591 v.
Div. 1 Julio Casar Romero, Appellant
S073808 Appellant's petition for review DENIED.

1st Dist. Fremont Unified School District, Petitioner
A081177 v.
Div. 3 Public Employment Relations Board, Respondent
S073387 Fremont Unified District Teachers Association et al.,
Real Parties in Interest
Petition for review DENIED.
Brown, J., is of the opinion the petition should be granted.

1st Dist. People, Respondent
A081841 v.
Div. 1 Amrik Singh, Appellant
S073733 Appellant's petition for review DENIED.

1st Dist. People, Petitioner
A081975 v.
Div. 4 Mendocino County Superior Court, Respondent
S072997 Christopher Joseph Brown, Real Party in Interest
Petition for review DENIED.

1st Dist. Latham & Watkins et al., Petitioners
A083673 v.
Div. 5 Contra Costa County Superior Court, Respondent
S073650 Sai Soledad Energy et al., Real Parties in Interest
Petition for review DENIED.

1st Dist. Gray Emerson Cardiff et al., Petitioners
A084146 v.
Div. 2 Contra Costa County Superior Court, Respondent
S074417 John Wesley English et al., Real Parties in Interest
Application for stay and petition for review DENIED.

1st Dist. Institute of London Underwriters et al., Petitioners
A084217 .
1st Dist. San Francisco County Superior Court, Respondent
S074145 Triton Container International Limited, Real Party in Interest
Application for stay and petition for review DENIED.

2nd Dist. Mary K. Glassman, Appellant
B104302 v.
Div. 1 Connolly Oyler et al., Respondents
S073459 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B104869 v.
Div. 3 Leland Harold Chambers, Appellant
S073053 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B106156 v.
Div. 7 Bradley Charles Thomas, Appellant
S072833 Appellant's petition for review DENIED.

2nd Dist. Pamela Howell, Appellant
B107573 v.
Div. 1 Association Lien Services et al., Respondents
S073648 The request for an order directing publication of the opinion is
DENIED.

2nd Dist. Heritage Engineering Construction Inc., Appellant
B108797 v.
B118837 City of Industry et al., Appellants
Div. 5 Appellants' petition for review DENIED.
S073545 The request for an order directing depublication of the opinion is
DENIED.

2nd Dist. People, Respondent
B110886 v.
Div. 1 Jeffrey Todd Curtis, Appellant
S073730 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111020 v.
Div. 4 Victor E. Baserga, Appellant
S073718 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111788 v.
Div. 1 Lino Ochoa, Appellant
S073699 Petitions for review DENIED.

2nd Dist. People, Respondent
B112043 v.
Div. 7 Edwin E. Brown, Appellant
S073729 Appellant's petition for review DENIED.

2nd Dist. Nerces Yepremian et al., Appellants
B112878 v.
Div. 2 Estepan Kabayan et al., Respondents
S073742 Petition for review DENIED.

2nd Dist. Charles E. Crookall, Appellant
B112896 v.
Div. 4 Davis Punelli Keathley & Willard et al., Respondents
S073200 Respondents' petitions for review DENIED.
Mosk, J., is of the opinion review should be granted.

2nd Dist. People, Respondent
B113075 v.
Div. 6 James E. Bolden et al., Appellants
S073685 Appellants' petition for review DENIED.

2nd Dist. Susan Wu Chen and Brian Y. Wu et al., Appellants
B113447 v.
Div. 3 Yi-Chen Wu, Respondent
S073484 Appellants' petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.
Baxter, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B113619 v.
Div. 2 Jeremiah Leon Simmons, Appellant
S073748 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B113772 v.
Div. 7 Armando Sanchez, Appellant
S073717 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B114475 v.
Div. 4 Larry L. Rice, Appellant
S073684 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B114492 v.
Div. 7 Charles Lee Barnes, Appellant
S073713 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B114870 v.
Div. 5 Tommy L. Mitchell et al., Appellants
S072831 Appellants' petitions for review DENIED.

2nd Dist. People, Respondent
B115016 v.
Div. 1 Terry E. Anderson, Appellant
S073698 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B115160 v.
Div. 7 Beville James Anderson, Appellant
S073721 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B115554 v.
Div. 4 Anabell Martinez, Appellant
S073794 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B116103 v.
Div. 2 Luis Villegas, Appellant
S073689 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B116167 v.
Div. 2 Edwin Hunter Singleton, Appellant
S073734 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B116734 v.
Div. 7 Jerry J. Martin, Appellant
S073752 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B116765 v.
Div. 2 Jessilito Sarmiento Regis, Appellant
S073050 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B116965 v.
Div. 2 Jesus L. Coss, Appellant
S073760 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B117134 v.
Div. 2 Ricky D. Bernoudy, Appellant
S073470 Appellant's petition for review DENIED.

2nd Dist. In re Pacific States Casualty
B117640 -----
Div. 7 Chino Investment Properties et al., Appellants
S073531 v.
Charles Quackenbush, as Insurance Commissioner, etc., Respondent
Petition for review DENIED.

2nd Dist. People, Respondent
B117939 v.
Div. 2 Travis Kinte Nichols, Appellant
S073656 Appellant's petition for review DENIED.

2nd Dist. City of Long Beach, Petitioner
B120691 v.
Div. 1 Los Angeles County Superior Court, Respondent
S073695 Exxon Corporation, Real Party in Interest
Real Party in Interest's petition for review DENIED.

2nd Dist. Juan Jose Ortiz, Respondent
B122767 v.
Div. 3 Concha Martinez et al., Appellants
S074169 Appellants' petition for review DENIED.

2nd Dist. Joseph Manusia, Petitioner
B123768 v.
Div. 5 Workers' Compensation Appeals Board et al., Respondents
S073817 Petition for review DENIED.

2nd Dist. Heather Vallier, Petitioner
B124814 v.
Div. 6 Workers' Compensation Appeals Board, Respondent
S073763 County of Santa Barbara et al., Respondents
Petition for review DENIED.

2nd Dist. Leo Nordine et al., Petitioners
B124956 v.
Div. 7 Los Angeles County Superior Court, Respondent
S073126 John Zimmerman et al., Real Parties in Interest
Petition for review DENIED.
Kennard, J., and Werdegarr, J., are of the opinion the petition should be granted.

2nd Dist. City of Los Angeles, Petitioner
B125186 v.
Div. 2 Los Angeles County Superior Court, Respondent
S073668 Albert V. Abalos et al., Real Parties in Interest
Application for order sealing petition for review granted.
Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. 20th Century Insurance Company, Petitioner
B125487 v.
Div. 7 Los Angeles County Superior Court, Respondent
S073666 Theodore and Louise Simpson, Real Party in Interest
Petition for review DENIED.

3rd Dist. Marvin Edward Heinsohn, Appellant
C022549 v.
S073612 State Teachers' Retirement System et al., Respondents
Appellant's petition for review DENIED.

3rd Dist. Paul C. Acree et al., Respondents
C024270 v.
S073093 General Motors Acceptance Corporation, Appellant
Petition for review DENIED.
Kennard, J., and Werdegar, J., are of the opinion the petition
should be granted.

3rd Dist. People, Respondent
C024527 v.
S073716 Edward Arthur Glugoski et al., Appellants
Appellants' petition for review DENIED.

3rd Dist. People, Respondent
C025212 v.
S073104 Dennis Mulvey, Appellant
Respondent's petition for review DENIED.

3rd Dist. People, Respondent
C025322 v.
S073097 Elden Gene Hardcastle, Appellant
Appellant's petition for review DENIED.

3rd Dist. Carl Warren & Company et al., Petitioners
C028805 v.
S073329 Sacramento County Superior Court, Respondent
Sean O'Hara, Real Party in Interest
Petition for review DENIED.

3rd Dist. West Coast Disco Inc., etc. et al., Petitioners
C030034 v.
S073710 Workers' Compensation Appeals Board et al., Respondents
Petition for review DENIED.

4th Dist. Catherine Serowicz, Appellant
D025423 v.
Div. 1 Sullivan Hill Lewin & Markham et al., Respondents
S073800 Petition for review DENIED.

4th Dist. People, Respondent
D026797 v.
Div. 1 Terry Lewis et al., Appellants
S073304 Appellants' petitions for review DENIED.

4th Dist. People, Respondent
D027463 v.
Div. 1 James Robert Reynolds, Appellant
S073797 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D027786 v.
Div. 1 Damon Jaffe, Appellant
S073751 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D029125 v.
Div. 1 Dennis Eugene Sukon, Appellant
S073757 Appellant's petition for review DENIED.

4th Dist. People, Appellant
D029126 v.
Div. 1 Angelo Charles Castello, Respondent
S073328 Appellant's petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

4th Dist. People, Respondent
D029184 v.
Div. 1 Ruben Ramirez Guzman, Appellant
S073781 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D029674 v.
Div. 1 Theodore Lavord Andrews, Appellant
S072904 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D029987 v.
Div. 1 Daryl A. Sweat, Appellant
S073788 Appellant's petition for review DENIED.

4th Dist. People, Respondent
E019336 v.
Div. 2 Timothy Craig Mora, Appellant
S073067 Appellant's petition for review DENIED.

4th Dist. In re Steven Eric Craig on Habeas Corpus
E020253 -----
E021863 People, Respondent
2nd Dist. v.
S073007 Steven Eric Craig, Appellant
Appellant's petition for review DENIED.

4th Dist. People, Respondent
E020256 v.
Div. 2 Thomas Edward Flores, Appellant
S073840 Appellant's petition for review DENIED.

4th Dist. Khalsa Medical Group et al., Appellants
G018765 v.
Div. 3 Anil V. Shah, M.D., et al., Respondents
S073707 Appellants' petition for review DENIED.

4th Dist. People, Respondent
G019703 v.
Div. 3 Jesse Pena, Appellant
S073694 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G020747 v.
Div. 3 Arturo Luis Luna, Appellant
S073780 Appellant's petition for review DENIED.

4th Dist. In re Mario P. Briseno on Habeas Corpus
G021122 -----
G022994 People, Respondent
Div. 3 v.
S072830 Mario P. Briseno, Appellant
Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

4th Dist. People, Respondent
G021255 v.
Div. 3 Steven Lewis Pivar, Appellant
S073804 Appellant's petition for review DENIED.

4th Dist. In re Ernest E., a Person Coming Under the Juvenile Court Law
G021435 -----
Div. 3 People, Respondent
S073798 v.
Ernest E., Appellant
Appellant's petition for review DENIED.

4th Dist. Truck Insurance Exchange et al., Petitioners
G023883 v.
Div. 3 Orange County Superior Court, Respondent
S073724 14K Jewelry Mart Exchange Incorporated et al.,
Real Parties in Interest
Petition for review DENIED.

5th Dist. People, Respondent
F026765 v.
S073802 Guadalupe Jaime Ramos, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F028764 v.
S073805 Sergio Donato, Appellant
Appellant's petition for review DENIED.

6th Dist. People, Respondent
H015226 v.
H015990 Michael James Lilly, Appellant
S072789 -----
In re Michael James Lilly on Habeas Corpus
And Companion Cases
Appellant's petition for review DENIED.

6th Dist. People, Respondent
H016039 v.
H017726 James Matthew Wood, Appellant
S072909 -----
In re James Matthew Wood on Habeas Corpus
Appellant's petition for review DENIED.

6th Dist. People, Respondent
H016392 v.
S072864 Taymon Jabarr Jackson, Appellant
Appellant's petition for review DENIED.
Mosk, J., Kennard, J., and Chin, J., are of the opinion the petition
should be granted.

6th Dist. People, Respondent
H016482 v.
S073790 Randy Torres, Appellant
Appellant's petition for review DENIED.

6th Dist. People, Respondent
H016930 v.
S073776 Santos Perez Mena, Appellant
Appellant's petition for review DENIED.

6th Dist. People, Respondent
H017045 v.
S073783 George Pritchard, Appellant
Appellant's petition for review DENIED.

6th Dist. People, Respondent
H017781 v.
S073432 Christopher A. Caples, Appellant
Appellant's petition for review DENIED.

6th Dist. Jasmine B., Petitioner
H019046 v.
S073981 Monterey County Superior Court, Respondent
People, Real Party in Interest
Application for stay and petition for review DENIED.

6th Dist. In re Johnny C. Gallon
H019056 on
S073680 Habeas Corpus
Petition for review DENIED.

2nd Dist. John Stafford, Respondent
B102770 v.
Div. 5 Mary Ann Sipper, Appellant
S072956 Robert J. Murrin et al., Respondents
The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal, filed July 21, 1998, which appears at 65 Cal.App.4th 748. (Cal. Const., art. VI, section 14; rule 976, Cal. Rules of Court.)

2nd Dist. Linda Trotta et al., Appellants
B091198 v.
Div. 5 General Motors Corporation, Respondent
S071664 The request for an order directing publication of the opinion in the above entitled cause is DENIED.

- 2nd Dist. Arroyo Seco Village Owners Association, Appellant
B107544 v.
Div. 2 J. H. Hedrick & Company, Respondent
S072726 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.
- 2nd Dist. Mary Breshahan, Respondent
B108002 v.
Div. 2 Chrysler Corporation et al., Appellants
S072930 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.
- 3rd Dist. Ever Green Group, Appellant
C027584 v.
S073877 GAF Building Materials Corporation et al., Respondents
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.
- 4th Dist. Myra Anne Watson, Appellant
D027044 v.
Div. 1 San Diego Harbor Police et al., Respondents
S074118 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.
- 5th Dist. In re Alicia S., Persons Coming Under the Juvenile Court Law
F029316 -----
S072817 Kern County Department of Human Services, Respondent
v.
Mishiola S., Appellant
The request for an order directing depublication of the opinion in
the above entitled cause is DENIED.
- S065016 In re Rodney Gene Beeler
on
Habeas Corpus
On application of petitioner and good cause appearing, it is
ordered that the time to serve and file petitioner's reply to informal
response to the petition for writ of habeas corpus is extended to and
including December 9, 1998.
No further extensions of time are contemplated.

S072133 Daily Journal Corporation, Respondent

v.

Orange County Superior Court, Respondent

Merrill Lynch & Co., Inc. et al., Appellants

The application of Janice McAvoy of the State of New York for admission Pro Hac Vice to appear on behalf of appellant Grand Jury Witnesses Does 1-28 is hereby granted. (See Cal. Rules of Court, rule 983.)

S072133 Daily Journal Corporation, Respondent

v.

Orange County Superior Court, Respondent

Merrill Lynch & Co., Inc. et al., Appellants

The application of Diana D. Parker of the State of New York for admission Pro Hac Vice to appear on behalf of appellant is hereby granted. (See Cal. Rules of Court, rule 983.)

S072133 Daily Journal Corporation, Respondent

v.

Orange County Superior Court, Respondent

Merrill Lynch & Co., Inc. et al., Appellants

The application of Diana D. Parker of the State of New York for admission Pro Hac Vice to appear on behalf of appellant Merrill Lynch & Co. is hereby granted. (See Cal. Rules of Court, rule 983.)

S072133 Daily Journal Corporation, Respondent

v.

Orange County Superior Court, Respondent

Merrill Lynch & Co., Inc. et al., Appellants

The application of Audrey Strauss of the State of New York for admission Pro Hac Vice to appear on behalf of appellant Grand Jury Witnesses Does 1-28 is hereby granted. (See Cal. Rules of Court, rule 983.)

S072133 Daily Journal Corporation, Respondent

v.

Orange County Superior Court, Respondent

Merrill Lynch & Co., Inc. et al., Appellants

The application of Richard D. Weinberg of the State of New York for admission Pro Hac Vice to appear on behalf of appellant

Merrill Lynch & Co. is hereby granted. (See Cal. Rules of Court, rule 983.)

S006640 People, Respondent

v.

Gary Dale Hines, Appellant

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for condemned prisoner Gary Dale Hines, filed October 6, 1998, is granted.

The order appointing Martin H. Kresse as counsel of record for condemned prisoner Gary Dale Hines, filed February 2, 1989, is hereby vacated.

Mary Louise Frampton and Scott W. Williams are hereby appointed as attorneys of record for condemned prisoner Gary Dale Hines, the former as lead counsel and the latter as associate counsel. Counsel are appointed for purposes of all appropriate post-conviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

S025121 People, Respondent

v.

Robert Clarence Taylor, Appellant

The application of appointed lead counsel for permission to withdraw as attorney of record for appellant Robert Clarence Taylor, filed August 24, 1998, is granted as to the direct appeal now pending in this court, but denied without prejudice as to the related habeas corpus/executive clemency proceedings, subject to the filing of a new and different application that complies with Supreme Court Policies Regarding Cases Arising From Judgments of Death, Policy 2 ("Withdrawal of counsel") and addresses fixed fee guideline 11 ("Court Action Upon Nonperformance of Work, and Reimbursement of Fees Upon Authorized Withdrawal of Appointed Counsel").

The application of appointed associate counsel for permission to withdraw as attorney of record for appellant Robert Clarence Taylor, filed July 29, 1998, is granted as to the direct appeal now pending in this court, but denied without prejudice as to the related habeas corpus/executive clemency proceedings, subject to the filing of a new and different application that complies with Supreme Court

Policies Regarding Cases Arising From Judgments of Death, Policy 2 ("Withdrawal of counsel") and addresses fixed fee guideline 11 ("Court Action Upon Nonperformance of Work, and Reimbursement of Fees Upon Authorized Withdrawal of Appointed Counsel").

The order appointing Michael H. Shapiro as lead counsel of record for appellant Robert Clarence Taylor, filed April 19, 1996, is hereby vacated with respect to appellant's capital appeal; and the order appointing Susan Kerans Shapiro as associate counsel of record, filed April 19, 1996, is hereby vacated with respect to appellant's capital appeal. Michael H. Shapiro and Susan Kerans Shapiro shall remain as lead and associate counsel, respectively, to represent appellant for habeas corpus/executive clemency proceedings related to the above automatic appeal now pending in this court, and shall continue to be responsible for all habeas corpus/executive clemency duties specified in Supreme Court Policies Regarding Cases Arising From Judgments of Death, Policy 3, standards 1-1 and 2-1.

The State Public Defender is hereby appointed as appellate counsel of record in place of Michael H. Shapiro and Susan Kerans Shapiro, and has the responsibility for all appellate duties specified in Supreme Court Policies Regarding Cases Arising From Judgments of Death Policy 3, standards 1-1 and 2-1.

Michael H. Shapiro and Susan Kerans Shapiro are directed to deliver to the State Public Defender, within 10 days from the filing of this order, a copy of the entire case file relating to Taylor's capital appeal currently in their possession, including, but not limited to, the reporter's and clerk's transcripts, all case files and documents obtained from appellant's trial counsel, and copies of all other documents filed in this court.

S072471 People, Respondent

v.

Tuan Van Nguyen, Appellant

Upon request of appellant for appointment of counsel, John L. Staley is hereby appointed to represent appellant on his appeal now pending in this court.

Appellant's brief on the merits shall be served and filed on or before thirty (30) days from the date of this order.

S072560 People, Respondent

v.

William Newman, Appellant

Upon request for appointment of counsel, Tracy Dressner is hereby appointed to represent appellant on his appeal now pending in this court.

Appellant's brief on the merits shall be served and filed on or before thirty (30) days from the date respondent's opening brief on the merits is filed.

S072196 In the Matter of the Suspension of Attorneys

Pursuant to Rule 962 California Rules of Court

Having been provided proof of compliance pursuant to subdivision (1) of section 11350.6 of the Welfare and Institutions Code, the suspension of **Thomas Michael Wright** pursuant to our order filed on July 28, 1998, is hereby terminated.

This order is final forthwith.

**SUPREME COURT CALENDAR
SAN FRANCISCO SESSION
DECEMBER 8, 1998**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Marathon Plaza Building, 303 Second Street, South Tower, Fourth Floor, San Francisco, California, on December 8, 1998.

TUESDAY, DECEMBER 8, 1998 - 9:00 A.M.

S067060	Delaney v. Baker
S066764	People v. Anzalone
S060352	People v. Lee

1:30 P.M.

S066874	Kobzoff v. Harbor U.C.L.A. Medical Center
S066848	People v. Rodriguez
S068395	People v. Douglas

George
Chief Justice

If exhibits are to be transmitted to this Court, counsel must comply with Rule 10(d), California Rules of Court.

